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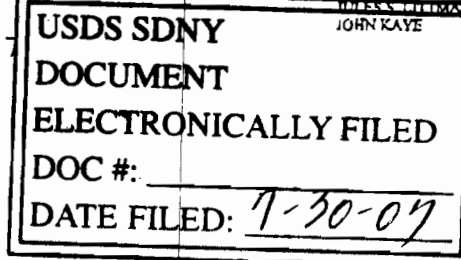
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July 26, 2007

Honorable Victor Marrero, U.S.D.J.
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York, New York 10007-1312



Re: Norkus Enterprises, Inc. v. Getty Oil Company, Inc. et als.
 Docket No. 05-cv-10207 (VM)

Dear Judge Marrero:

This firm represents the plaintiff in the above-captioned matter. Since this case was mediated on March 26, 2007, three-quarters (3/4) of the remediation on the property has been completed. The parties reached a partial resolution of this matter with the assistance of Judge Katz and a Stipulation embodying that agreement has been prepared and forwarded to defense counsel for execution.

The agreement only addresses the first \$110,000.00 of the recent remediation costs. The work performed on the property in June 2007 exceeds this amount and additional sums will be spent to complete the remediation efforts. The parties agreed at the March 26, 2007 mediation that if the costs exceeded \$110,000.00 and the parties could not resolve the outstanding issues on their own, that they would request Judge Katz's assistance in resolving any remaining issues.

As the remediation efforts on the property are not yet complete, plaintiff requests that the Court continue to keep this case on the suspended list pending the completion of the remediation on the property and the final resolution of all issues involved in this case.

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By copy of this letter, I am informing the attorneys for the defendants of the request being made of the Court.

Respectfully submitted,


JAMES M. MCGOVERN, JR.

JMM/jra

cc: Theodore H. Katz, United States Magistrate Judge
Heather Foran, Esq.
Gerard Norkus

<i>Request GRANTED. This action</i>	
<i>shall continue on the Court's</i>	
<i>Suzanne Dietrich pending resolution</i>	
<i>of the remediation issues described herein.</i>	
<i>Plaintiff is directed to provide a further</i>	
<i>report of the status of the action within</i>	
SO ORDERED: 60 days of this Order.	
<i>7-27-07</i>	
DATE	VICTOR MARRERO, U.S.D.J.